

## REMARKS

Applicants have carefully studied the outstanding Office Action. The present amendment is intended to place the application in condition for allowance and is believed to overcome all of the objections and rejections made by the Examiner. Favorable reconsideration and allowance of the application are respectfully requested.

Applicants have canceled claims 65 - 67, 69 - 77, 79 - 81, 83 - 92, and 94 - 96. Applicants have amended claims 63, 64, 68, 78, 82 and 93 and added claims 97 - 115 to more properly claim the present invention. No new matter has been added. Claims 63, 64, 68, 78, 82, 93 and 97 - 115 are presented for examination.

In Paragraphs 4 and 5 of the Office Action, the Examiner has rejected claims 84, 86, 89 and 90 under 35 U.S.C. §112 as being indefinite. Applicants have canceled claims 84, 86, 89 and 90 without acquiescence to the Examiner's reasons for rejection, and respectfully submit that rejection of these claims is thus rendered moot.

In Paragraphs 6 and 7 of the Office Action, the Examiner has rejected claims 63, 66, 69, 73 - 82, 85 and 88 - 96 under 35 U.S.C. §103(a) as being anticipated by Rothmuller et al., US Pub. No. 2003/0033296 A1 ("Rothmuller"), in view of Graham et al., "Time as Essence for Photo Browsing through Personal Digital Libraries" ("Graham"). Applicants have canceled claims 66, 69, 73 - 77, 79 - 81, 85, 88 - 92, and 94 - 96 without acquiescence to the Examiner's reasons for rejection, and respectfully submit that rejection of these claims is thus rendered moot.

In Paragraph 8 of the Office Action, the Examiner has rejected claims 64, 65, 67, 68, 83, 84, 86 and 87 under 35 U.S.C. §103(a) as being unpatentable over Rothmuller in view of Graham, and further in view of [http://Fototime.com/ftweb/fahelp/published\\_web\\_pages/321.htm](http://Fototime.com/ftweb/fahelp/published_web_pages/321.htm), [256.htm](http://Fototime.com/ftweb/fahelp/published_web_pages/256.htm) and [434.htm](http://Fototime.com/ftweb/fahelp/published_web_pages/434.htm) ("Fototime"). Applicants have canceled claims 65, 67, 83, 84, 86 and 87 without acquiescence to the Examiner's reasons for rejection, and respectfully submit that rejection of these claims is thus rendered moot.

In Paragraph 9 of the Office Action, the Examiner has rejected claims 70 - 72 under 35 U.S.C. §103(a) as being unpatentable over Rothmuller in view of Graham, and further in view of Baskins et al., US Patent No. 6,654,760 ("Baskins"). Applicants

have canceled claims 70 - 72 without acquiescence to the Examiner's reasons for rejection, and respectfully submit that rejection of these claims is thus rendered moot.

**Distinctions between Claimed Invention and U.S. Publ. No. 2003/0033296 to Rothmuller in view of Graham et al. JCDI, Proceeding, Fototime published web pages, and US Patent No. 6,654,760 to Baskins et al.**

In order to further distinguish the claims from the cited prior art, applicants have amended the independent claims so as to include several limitations specific to the user interface described in the present specification.

As to amended independent claim 63 for a calendar-based asset organizer, applicants respectfully submit that the limitation in claim 63 of

*“instructions for a user interface ... for presenting a calendar view of the result set wherein years, months and days between the earliest and latest date & times associated with assets in the result set are represented by cells, the cells being of uniform size and sorted by time, the calendar view comprising (a) a year view displaying one year per cell, and indicating the number of assets in the result set that have associated date & times within each year, for each of the displayed years, (b) a month view displaying one month per cell, and indicating the number of assets in the result set that have associated date & times within each month, for each of the displayed months, and (c) a day view displaying one day per cell, and indicating the number of assets in the result set that have associated date & times within each day, for each of the displayed days, ...*

*wherein (1) selecting a cell for a specific year within the year view serves to display representations of the assets in the result set that have associated date & times within the specific year, (2) selecting a cell for a specific month within the month view serves to display representations of the assets in the result set that have associated date & times within the specific month, and (3) selecting a cell for a specific day within the day view serves to display representations of the assets in the result set that have date & times within the specific day”*

is neither shown nor suggested in Rothmuller, Graham, Fototime and Baskins, taken individually or in combination.

In rejecting claim 63, the Examiner has cited Rothmuller, timeline 250 in FIG. 1 and par. [0031], as teaching a year view; Rothmuller, FIG. 4, as teaching a month view; and Rothmuller, image area 100 in FIG. 1, as teaching a day view. Applicants respectfully submit that these views in Rothmuller do not include cells with the functionalities (a) – (c) and (1) – (3) listed in claim 63.

Regarding Graham, the Calendar Browser described on page 327 of Graham and the Hierarchical Browser described on page 331 of Graham do not include cells with the functionalities (a) – (c) listed in claim 63.

Because claims 64, 68, 78, and 97 - 107 depend from claim 63 and include additional features, applicants respectfully submit that claims 64, 68, 78, and 97 - 107 are not anticipated or rendered obvious by Rothmuller, Graham, Fototime, Baskins, or a combination of Rothmuller, Graham, Fototime and Baskins.

Accordingly claims 63, 64, 68, 78, and 97 - 107 are deemed to be allowable.

As to amended independent method claim 82, applicants respectfully submit that the limitation in claim 82 of

*“presenting a calendar view of the result set wherein years, months and days between the earliest and latest date & times associated with assets in the result set are represented by cells, the cells being of uniform size and sorted by time, the calendar view comprising (a) a year view displaying one year per cell, and indicating the number of assets in the result set that have associated date & times within each year, for each of the displayed years, (b) a month view displaying one month per cell, and indicating the number of assets in the result set that have associated date & times within each month, for each of the displayed months, and (c) a day view displaying one day per cell, and indicating the number of assets in the result set that have associated date & times within each day, for each of the displayed days, ...*

*wherein (1) selecting a cell for a specific year within the year view serves to display representations of the assets in the result set that have associated date & times within the specific year, (2) selecting a cell for a specific month within the month view serves to display representations of the assets in the result set that have associated date & times within the specific month, (3) selecting a cell for a specific day within the day*

*view serves to display representations of the assets in the result set that have associated date & times within the specific day"*

is neither shown nor suggested in Rothmuller, Graham, Fototime and Baskins, taken individually or in combination.

In rejecting claim 82, the Examiner has cited Rothmuller, timeline 250 in FIG. 1 and par. [0031], as teaching a year view; Rothmuller, FIG. 4, as teaching a month view; and Rothmuller, image area 100 in FIG. 1, as teaching a day view. Again, as above, applicants respectfully submit that these views in Rothmuller do not include cells with the functionalities (a) – (c) and (1) – (3) listed in claim 82.

Again, regarding Graham, the Calendar Browser described on page 327 of Graham and the Hierarchical Browser described on page 331 of Graham do not include cells with the functionalities (a) – (c) listed in claim 82.

Because claims 93 and 108 – 115 depend from claim 82 and include additional features, applicants respectfully submit that claims 93 and 108 – 115 are not anticipated or rendered obvious by Rothmuller, Graham, Fototime, Baskins, or a combination of Rothmuller, Graham, Fototime and Baskins.

Accordingly claims 82, 93 and 108 – 115 are deemed to be allowable.

#### **Support for New and Amended Claims in Original Specification**

Amended independent claims 63 and 82 include the limitations that years, months and days between the earliest and latest date & times associated with assets in the result set are represented by cells, the cells being of uniform size and sorted by time. These limitations are illustrated in the original specification in FIGS. 1 - 3. Specifically, FIG. 1 illustrates a year view, FIG. 2 illustrates a month view, and FIG. 3 illustrates a day view. In FIG. 1, years between the earliest date and the latest date among the assets in the result set, i.e., 1997 – 2003, are shown. In FIG. 2, the months January – April 1997 are shown. In FIG. 3, the date January 12, 1997 is shown.

Amended independent claims 63 and 82 further include the limitation of having instructions for switching the calendar view between year view, month view, and day view. This limitation is illustrated in FIGS. 1 - 3 of the original specification, which include buttons for causing the calendar to switch to a desired view.

Amended independent claims 63 and 82 further include the limitation that selecting a cell displays representations of the assets in the result set that have associated date & times within the date & time range corresponding to the selected cell. This limitation is supported in the original specification at page 5 lines 17 – 18, page 5 line 40 – page 6 line 2, and page 6 lines 17 - 19.

Dependent claims 78 and 93 have been amended to include the limitation that an album comprises a plurality of individual images aggregated together. This limitation is supported in the original specification at page 11, lines 24 – 28.

New dependent claims 97 and 108 include the limitation that the representations of the assets are thumbnail image representations. This limitation is illustrated in the original specification in FIGS. 1 – 3, at elements 120, 220, and 320, respectively.

New dependent claims 98 and 109 include the limitations that selection of a plurality of cells serves to display representations of assets in the result set that have associated date & times within any of the selected cells' date & time ranges. These limitations are described in the original specification at page 6, lines 4 – 7 and lines 21 and 22.

New dependent claims 99 and 110 include the limitations that selecting at least one sub-cell within the month view serves to display representations of assets in the result set that have date & times within the corresponding at least one day, and selecting at least one sub-cell within the day view serves to display representations of assets in the result set that have date & times within the corresponding at least one hour. These limitations are described in the original specification at page 6, lines 2 – 6 and lines 19 - 22.

New dependent claim 100 includes the limitation that selecting a day-of-the-week label serves to select all sub-cells within the month having their day of the week the same as the label day of the week. This limitation is described in the original specification at page 6, lines 6 and 7.

New dependent claims 101 and 111 include the limitations that select a cell within the year view serves to activate the month view, and select a cell within the

month view serves to activate the day view. These limitations are described in the original specification at page 5, lines 28 – 30 and page 6, lines 8 - 11.

New dependent claims 102 and 112 include the limitation of advancing a currently displayed cell in the calendar view to the next or the previous cell whose associated date & time range includes a date & time associated with at least one of the assets in the result set. This limitation is described in the original specification at page 6, line 38 -- page 7, line 8.

New dependent claim 103 includes the limitation that right-clicking on a cell within the year view serves to display a pop-up window displaying months within the year, and to display the number of assets in the result set that have associated date & times within each month, for each of the displayed months. This limitation is described in the original specification at page 5, lines 23 - 25.

New dependent claims 104 and 113 include the limitation that each cell of the calendar view has a display background comprising a representation of an asset in the result set whose associated date & time lies within the cell's date & time range. This limitation is described in the original specification at page 7, lines 9 - 13.

New dependent claims 105 and 114 include the limitation that selecting at least one asset in the list serves to visually mark cells in the calendar view that have date & time ranges that include a date & time associated with the selected at least one asset. This limitation is described in the original specification at page 7, lines 14 and 15.

New dependent claims 106 and 115 include the limitation that hovering a cursor over a cell in the calendar view serves to highlight assets in the list view having associated date & times within the cell's date & time range. This limitation is described in the original specification at page 7, lines 16 – 21

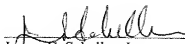
New dependent claim 107 includes the limitation that at least one additional search criterion is received, and the user interface makes the display of at least one cell dependent upon results obtained by the digital asset manager for a second search query. This limitation is described in the original specification at page 12, lines 20 – 26.

For the foregoing reasons, applicants respectfully submit that the applicable objections and rejections have been overcome and that the claims are in condition for allowance.

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